



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do NOT use for expedited rule making

Agency: Department of Social and Health Services, Aging and Disability Services Administration

Subject of possible rule making:

The department is considering clarifying and simplifying amendments to the following: WAC 388-76-10035 License requirements — Multiple family home providers; WAC 388-76-10036 License requirements — Multiple adult family home management; WAC 388-76-10040 License requirements — Qualified person must live-in or be on-site; WAC 388-76-10090 Application — Entity application; WAC 388-76-10105 Application — Change of ownership; WAC 388-76-10110 Application — Change of location or address; WAC 388-76-10185 Employment — Certain conviction history — Permitted; WAC 388-76-10200 Adult family home — Staff — Availability — Contact information; WAC 388-76-10415 Food services; WAC 388-76-10505 Specialty care — Admitting and retaining residents; WAC 388-76-10550 Resident rights — Adult family home staffing — Notification required; WAC 388-76-10860 Fire drill plan and procedures for emergency evacuation — Required; WAC 388-76-10950 Remedies — History and actions by individuals; WAC 388-76-10970 Remedies — Specific — Condition(s) on license; WAC 388-76-10975 Remedies — Specific — Civil penalties; WAC 388-76-10985 Remedies — May extend to multiple homes; and other related rules as appropriate.

Statutes authorizing the agency to adopt rules on this subject:

RCW 70.128.040

Reasons why rules on this subject may be needed and what they might accomplish:

The purpose of amending these rules is to consider consolidating terms to simplify the rules and for clarity.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

None

Process for developing new rule (check all that apply):

- ☒ Negotiated rule making
☐ Pilot rule making
☐ Agency study
☒ Other (describe)

DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.) Contact:

Maureen Lally, Program Manager

DSHS, Residential Care Services, Aging and Disability Services Administration

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Draft section language will be posted on ADSA Professional internet webpage for review and comment prior to filing the CR-102. Anyone from the public can comment directly to the Program Manager listed above via phone, email or fax. Interested parties and stakeholders can participate by accessing and commenting on the draft proposed rule language at <http://www.aasa.dshs.wa.gov/professional/afh.htm> through e-mail, fax or direct contact with the Program Manager.

DATE

August 4, 2009

NAME (TYPE OR PRINT)

Don Goldsby

SIGNATURE

TITLE

Manager, Rules and Policies Assistance Unit

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

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